

# **EXHIBIT 10**

Page 1

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

SERGEY MAYOROV,	)	
	)	
Plaintiff,	)	
	)	
vs	)	No. 13 C 5249
	)	
UNITED STATES OF AMERICA,	)	
	)	
Defendant.	)	

The discovery deposition of SERGEY  
MAYOROV, taken in the above-entitled cause before  
Steven J. Brickey, CSR, State of Illinois, at 219  
South Dearborn Street, Chicago, Illinois, on the  
2nd day of April, A.D., 2014, commencing at 10:06  
o'clock a.m.

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A P P E A R A N C E S:

NATIONAL IMMIGRANT JUSTICE CENTER

BY: MR. ABIMAN RAJADURAI

MR. MARK FLEMING

208 South LaSalle Street

Suite 1818

Chicago, Illinois 60604

(312) 660-1628

Appeared on behalf of the Plaintiff;

UNITED STATES DEPARTMENT OF JUSTICE

BY: MR. JAMES M. KUHN, SR.

219 South Dearborn Street

Suite 600

Chicago, Illinois 60603

(312) 886-1325,

Appeared on behalf of the Defendant;

REPORTED BY:

Steven J. Brickey, CSR

CSR License No. 084-004675

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I N D E X

THE WITNESS: SERGEY MAYOROV

PAGE

Direct Examination by Mr. Kuhn..... 4

E X H I B I T S

Marked for  
Identification

Exhibit No. 2 ..... 7

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1 (Witness sworn.)

2 SERGEY MAYOROV

3 called as a witness herein, having been first duly  
4 sworn, was examined and testified as follows:

5 E X A M I N A T I O N

6 BY MR. KUHN:

7 Q. Can you state your name and spell  
8 your first, middle and last name.

9 A. Yes, sir. My name is Sergey  
10 Vitalevich Mayorov. S-E-R-G-E-Y is my first name.  
11 V-I-T-A-L-I -- V- -- L-E-V-I-C-H is my middle  
12 name. I never use it, though. Last name is  
13 M-A-Y-O-R-O-V.

14 Q. Okay. Have you ever had your  
15 deposition taken before?

16 A. I don't know what a deposition -- is  
17 that --

18 Q. That's what we're doing here.

19 A. No, sir.

20 Q. Okay. You're here today for the  
21 purpose of giving your deposition --

22 A. Yes, sir.

23 Q. -- in the case of Mayorov versus  
24 United States.

25 A. Yes, sir.

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1           Q.       A deposition is basically I'll ask  
2       you questions, you'll give me your answers under  
3       oath and everything anybody says in this room is  
4       taken down by the court reporter.

5           A.       Yes, sir.

6           Q.       So to facilitate that process a  
7       couple of rules. Number one, don't talk when I  
8       talk. Wait until I'm done and then you can give  
9       your answer. I will wait until you're done before  
10      I ask my next question.

11          A.       Yes, sir.

12          Q.       And, second, you need to give a  
13      verbal response. Yes or no. You can't shake or  
14      nod your head or give any other type of grunts or  
15      groans to try to indicate what your answer is --

16          A.       Yes, sir.

17          Q.       -- because he can't take those down.  
18      Okay?

19          A.       Okay.

20          Q.       What is your birth date?

21          A.       October 15th, 1990.

22          Q.       You were born in Minsk in what is  
23      now Belarus?

24          A.       Correct.

25          Q.       And what is your mother's name?

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1 A. Tanya May, T-A-N-Y-A, M-A-Y.

2 Q. And do you live with her now?

3 A. Yes, sir.

4 Q. Have you lived with her most of your  
5 life?

6 A. Yes, sir.

7 Q. When did you come to the United  
8 States?

9 A. In 1999.

10 Q. And you came as an asylee?

11 A. I don't know what that word means.

12 Q. You came with your mother?

13 A. No.

14 Q. Who did you come with?

15 A. By myself.

16 Q. You came by yourself?

17 A. Yes.

18 Q. How did you get here?

19 A. On a plane.

20 Q. And who did you meet when you got  
21 here?

22 A. My mom.

23 Q. She was already here?

24 A. Yes.

25 Q. And how long had your mother been in

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1 the United States before you got here?

2 A. About seven years.

3 Q. So you came in '99?

4 A. Yes.

5 Q. And she came?

6 A. In about '92.

7 Q. Who did you live with for those  
8 seven years?

9 A. My grandma, grandmother, uncle, my  
10 mom's sister, my aunt, my cousin.

11 MR. KUHN: I'm going to have two  
12 exhibits.

13 (Document marked as Government  
14 Exhibit No. 2 for  
15 identification.)

16 BY MR. KUHN:

17 Q. I'm going to show you what we have  
18 marked as Government Exhibit 2 for your  
19 deposition. This is a form called a G-325A. Are  
20 you familiar with this form?

21 A. No.

22 Q. There is a signature two thirds of  
23 the way down where it says signature of applicant,  
24 is that your signature?

25 A. Yes.



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1           Q.       And it says "This form is submitted  
2 in connection with an application for status as a  
3 permanent resident"?

4           A.       Yes.

5           Q.       About one-third of the way down on  
6 the form it asks for the applicant to list his  
7 residence for the past five years. Are those  
8 places where you did, in fact, live on the dates  
9 indicated?

10          A.       Yes.

11          Q.       Mount Prospect, Skokie, Glencoe and  
12 Wilmette?

13          A.       Yes.

14          Q.       Do you still live at 3513 Lake  
15 Avenue in Wilmette?

16          A.       No.

17          Q.       When did you stop living there?

18          A.       Maybe 2007.

19          Q.       Where did you move after?

20          A.       To 928 Harlem Avenue in Glenview,  
21 Illinois. Do you need the zip code?

22          Q.       No. That's okay. Is that a house  
23 or apartment?

24          A.       Apartment.

25          Q.       Is there an apartment number?

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1 A. No.

2 Q. Is there only one apartment  
3 associated with that address?

4 A. No. It is four units, but they have  
5 their own address.

6 Q. Okay. How long have you lived  
7 there?

8 A. Since about 2007.

9 Q. And I'm sorry. You still live there  
10 today?

11 A. Yes.

12 Q. Who do you live there with?

13 A. Just my mom.

14 Q. Do you have any brothers or sisters?

15 A. No.

16 Q. So this is a single building that  
17 has four different apartments in it?

18 A. Yes.

19 Q. Are there any other -- are there any  
20 other commercial entities in it, any stores, store  
21 fronts?

22 A. No.

23 Q. Nothing. Where did you go to high  
24 school?

25 A. Glenbrook South. My diploma is from

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1 Glenbrook South. We moved around a lot. I went  
2 to a few high schools, but my high school diploma  
3 is from Glenbrook South.

4 Q. When did you graduate from Glenbrook  
5 South?

6 A. In 2009.

7 Q. What other high schools did you go  
8 to?

9 A. New Trier, North Shore Academy,  
10 Ombudsman, O-M-B-U-D-S-M-A-M.

11 Q. Is that a school or program?

12 A. It's a private school.

13 Q. Where is that located?

14 A. In Chicago. I don't know the  
15 address, but it is on the corner of Milwaukee and  
16 Harlem where they intersect.

17 Q. Anywhere else?

18 A. Not that I can remember, no.

19 Q. Did you ever go to college?

20 A. Yes.

21 Q. Where did you go to college?

22 A. Oakton Community College.

23 Q. When did you start there?

24 A. A little bit after I graduated from  
25 high school.

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1 Q. 2009?

2 A. Yes.

3 Q. And how many credit hours did you  
4 achieve?

5 A. I can't recall. I don't know. I  
6 can tell you the classes I took.

7 Q. Did you have a major?

8 A. Business. Business accounting.

9 Q. Did you graduate?

10 A. No.

11 Q. How many semesters did you attend?

12 A. One.

13 Q. Are you employed?

14 A. Yes.

15 Q. Who do you work for right now?

16 A. I work for a company called Renu,  
17 R-E-N-U, Day Spa.

18 Q. Where is that located?

19 A. In Deerfield.

20 Q. Do you know the address?

21 A. 617 Central Avenue in Deerfield.

22 Q. And what do you do there?

23 A. I'm a receptionist/secretary.

24 Q. What does Renu Day Spa do?

25 A. Massages, waxes, haircuts. Stuff

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1 like that.

2 Q. And who is your boss?

3 A. Her name is Anna. I don't know her  
4 last name.

5 Q. And when did you first start working  
6 there?

7 A. About a little more than two weeks.

8 Q. Two weeks ago?

9 A. Yes.

10 Q. So you started there sometime in  
11 March of 2014?

12 A. Yes.

13 Q. What was the job that you held just  
14 prior to that job?

15 A. It was a company I worked for called  
16 AB Metal.

17 Q. Where is that located?

18 A. That is in Northbrook. I can't  
19 remember the address.

20 Q. Do you recall what street it is on?

21 A. It is on Commercial Avenue.

22 Q. What does AB Metal do?

23 A. It's a plumbing supply company.

24 Q. What did you do there?

25 A. I started working in the warehouse

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1 and then driving a forklift, truck driving and  
2 then I started learning the system. After I  
3 learned that, I handled invoices, bills for the  
4 company and got promoted to manager.

5 Q. Who was your boss?

6 A. Boris, B-O-R-I-S. Last name  
7 Mankovsky, M-A-N-K-O-V-S-K-Y.

8 Q. How long did you work at AB Metal?

9 A. Maybe nine months, ten months.

10 Q. So you started when?

11 A. That was maybe around Spring of 2013  
12 all the way until winter. Maybe March as well.

13 Q. How much money did you make working  
14 at AB Metal?

15 A. About \$13 an hour.

16 Q. What was your reason for leaving?

17 A. I thought I could find another job.  
18 The owner had a problem, drinking problem, yelling  
19 problem. I don't like people yelling at me. Just  
20 because I work there doesn't mean -- you know, you  
21 can buy my services, but not the right to yell at  
22 me or treat me any different than anybody else.

23 Q. So you left voluntarily?

24 A. Yes.

25 Q. What did you do prior to the Spring

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1     **of 2013?**

2           A.       I was working at a company across  
3     the street called Excel Plumbing. I was a  
4     receptionist/secretary there and the owners knew  
5     each other. That's how I got the job at AB Metal.

6           Q.       **How long did you work at Excel**  
7     **Plumbing?**

8           A.       About two months.

9           Q.       **Why did you leave to go to AB Metal?**

10          A.       Better job benefits, better work  
11     pay, owner liked me.

12          Q.       **But then he started yelling at you?**

13          A.       I guess. You grow close -- you  
14     know, you've been there for a while, you start  
15     taking care of the business. He was just going  
16     around with his business. People owed him money.  
17     You know, he just -- problems with -- problems at  
18     home. Stuff like that. He was just screaming.

19          Q.       **Okay. So you started at Excel**  
20     **Plumbing sometime around January of 2013?**

21          A.       Yes.

22          Q.       **And what job did you have**  
23     **immediately prior to that?**

24          A.       I was working at a company called  
25     Banker REO.

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1 Q. When did you start there?

2 A. Maybe October.

3 Q. Of 2012?

4 A. Yeah. Yes. Or maybe before that.

5 September/October. About then.

6 Q. And you stayed until when?

7 A. Until about December/January.

8 Q. And what did you do at Banker REO?

9 A. Sales and answer phone calls.

10 Q. What type of business was Banker  
11 REO?

12 A. They took care of the -- they dealt  
13 with real estate property like handling the  
14 maintenance, organizing that. Stuff like that.

15 Q. What did you do?

16 A. Sales on the phone or secretary.

17 Q. And what was your reason for leaving  
18 that position?

19 A. I got an offer at Excel Plumbing.  
20 Better pay.

21 Q. What did you get paid at Banker REO?

22 A. That was commission, but average. I  
23 don't know. Maybe minimum wage back then.

24 Q. All right. And prior to September  
25 of 2012, where did you work?



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1           A.       I was a life guard over the summer  
2     for maybe about a month.

3           **Q.       For who?**

4           A.       It was a company called Aqua Guard.  
5     I think they have a lot of pools to manage and  
6     they needed a life guard so I did that.

7           **Q.       Are you certified as a life guard?**

8           A.       I was, yes. You have to renew the  
9     license every year, I think.

10          **Q.       You did that for about a month?**

11          A.       Yes.

12          **Q.       What month?**

13          A.       Summer. I think it was July/August.  
14     I think July.

15          **Q.       Did you have a job before you**  
16     **started working there?**

17          A.       Yes.

18          **Q.       Where did you work?**

19          A.       I worked at a company called  
20     Platinum Car Wash. I got the job right after I  
21     got out. Maybe it wasn't even a week. Maybe two  
22     days.

23          **Q.       When did you get out?**

24          A.       April 11th, 2012.

25          **Q.       What did you do at the car wash?**

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1           A.       I drove the cars up from after the  
2 wash and, you know, dried them off.

3           **Q.       Finished them?**

4           A.       Clean the rims, yeah.

5           **Q.       What was your reason for leaving**  
6 **that job?**

7           A.       I didn't want to work at a car wash  
8 and my friend said he could get me a job at Banker  
9 REO so I went with that.

10          **Q.       So you left the car wash and became**  
11 **a life guard?**

12          A.       That was only on the weekends and  
13 then part-time I was doing the Banker REO. That  
14 was weekends.

15          **Q.       Did you have a job before you went**  
16 **in?**

17          A.       Yes. I got hired by American Window  
18 Works and on my first day of work I got indicted  
19 for the case. So as I was going to work they  
20 caught me going to my car.

21          **Q.       So you worked there for a day?**

22          A.       I didn't even make it. They got me  
23 at like 9:00 in the morning.

24          **Q.       Did you have a job before that?**

25          A.       Yes. Erik's Window Washing and

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1 Maintenance.

2 Q. Where is that located?

3 A. In Kenilworth.

4 Q. What did you do there?

5 A. Window washing. Sometimes people  
6 needed help moving.

7 Q. How long did you work for them?

8 A. On and off for maybe about a year  
9 and a half. Two years almost. Business drops in  
10 the wintertime.

11 Q. And your reason for leaving Erik's  
12 Window Washing and Maintenance?

13 A. It was cash. I wasn't on payroll or  
14 anything like that and my friend just opened up  
15 his own company. He owned I think a third of it  
16 and he went in with two more people and he knows I  
17 washed windows and did stuff like that and he  
18 wanted to hire me.

19 Q. So you left Erik's to go work for?

20 A. For American Window Works.

21 Q. For American Window Works. Okay.

22 When did you work at Erik's Window Washing and  
23 Maintenance? What year?

24 A. Like late '08/'09.

25 Q. Was that after you finished high

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1 school?

2 A. Yes.

3 Q. Did you have a job while you were in  
4 high school?

5 A. No, I don't think so. For maybe two  
6 weeks I worked at a Marshall's, but it didn't work  
7 out.

8 Q. What happened there?

9 A. The Marshall's job I got through a  
10 high school. They recommended me to Marshall's  
11 and then there was an issue at the high school and  
12 I didn't show up for work and they said "I'm  
13 sorry. We needed somebody there. You weren't  
14 there" and I got fired.

15 Q. All right. I'm going to ask you  
16 about your criminal record.

17 A. Okay.

18 Q. When is the first time that you were  
19 arrested by the police?

20 A. In 2010.

21 Q. What was that arrest for?

22 A. Residential burglary.

23 Q. You had not been in trouble -- I'm  
24 sorry -- you had not been arrested for anything  
25 prior to that?

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1           A.       I don't think so, no. At my high  
2 school, I don't know what --

3           **Q.       What happened in your high school?**

4           A.       I got caught with two grams of  
5 marijuana. I was taken down to the station.  
6 Nobody told me I was under arrest.

7           **Q.       When did that happen in high school?**

8           A.       2006. Maybe 2007.

9           **Q.       What high school was that at?**

10          A.       New Trier.

11          **Q.       Did you have to go to court?**

12          A.       No.

13          **Q.       Tell me what happened in 2010.**

14          A.       Around March, I got indicted for the  
15 residential burglary. They had a witness or  
16 something like one of the people that was with me  
17 supposedly made a statement or got caught doing  
18 something else and that's when they indicted me  
19 after.

20          **Q.       Did you go to trial?**

21          A.       No.

22          **Q.       Did you plead guilty?**

23          A.       Yes.

24          **Q.       What courthouse?**

25          A.       Skokie.

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1 Q. When did you plead guilty?

2 A. 2010. Around the 27th of December.

3 Q. Had you been out on bond?

4 A. Yes.

5 Q. And what was your sentence?

6 A. Four years and boot camp.

7 Q. Four years and boot camp or four  
8 years in boot camp?

9 A. Four years and boot camp. It is an  
10 and/or. Like if I finished the boot camp I don't  
11 have to do my term.

12 Q. So it is four years or boot camp,  
13 right?

14 A. Yes.

15 Q. Do you remember the name of the  
16 judge?

17 A. Axelrood, A-X-E-L-R-O-O-D.

18 Q. And were you taken into custody  
19 immediately?

20 A. Yes.

21 Q. And transported to where?

22 A. To Cook County jail.

23 Q. How long did you spend at Cook  
24 County jail?

25 A. About a day.

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1 Q. Then where did you go?

2 A. Stateville Correctional Center.

3 Q. How long were you in Stateville?

4 A. About a month.

5 Q. And then you got designated to?

6 A. Vienna. Vienna, Illinois. It's a  
7 prison. I spent the night there. The next day I  
8 went to boot camp.

9 Q. Where was the boot camp?

10 A. Dixon Springs is the name of it.  
11 Dixon Springs IIP.

12 Q. How long were you in Dixon Springs?

13 A. About two months, 50 something days,  
14 55.

15 Q. Back up a second. What happened  
16 when you were in Stateville?

17 A. I was on the waiting list for boot  
18 camp.

19 Q. Did you go through processing?

20 A. Yes.

21 Q. And who did you meet with during  
22 processing?

23 A. Nobody. I was just sitting in a  
24 cell 24 hours a day.

25 Q. You didn't meet with any counselors

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1     **or any program people or anybody?**

2           A.       Through the first time. Oh, that's  
3     the process. It took a few hours. I came to  
4     Stateville for like dental, physical like they do  
5     checkups on you to make sure. I came into one  
6     room that said ICE. It was maybe like me and two  
7     other people and I came in there. The lady said  
8     "What is your name? Were you born in the United  
9     States?" I'm like "No." She said "What is your  
10    name?" She said "We don't have you in the system.  
11    You're getting deported." She told me straight up  
12    "You're getting deported. I don't think you're  
13    going to make it to boot camp." I broke down  
14    right there.

15                   She said "I don't know for sure,  
16    but I don't see any paperwork on you. It doesn't  
17    look like you're going to boot camp. Let me go  
18    ask my boss. Step into the next room over." I  
19    stepped in there and the boss was a lady. She  
20    started asking me what was my mom's name. She  
21    found her in the system and then I don't know what  
22    she did. She said "What year did your mom become  
23    a citizen or naturalized?" "It was '07. I was 16  
24    back then" and she said "Oh, you were under 18  
25    when your mom became naturalized?" I said "Yeah."



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1 She said "You're fine." I just signed some papers  
2 and I just went to the next physical, dental.

3 Q. Okay. So you're at Stateville, they  
4 check your dental work and gave you a physical?

5 A. Right.

6 Q. Then you said you went into a room  
7 with ICE?

8 A. Yes. The rooms are all next to each  
9 other.

10 Q. So you're going from room to room?

11 A. Room to room.

12 Q. And by ICE, you're talking about  
13 Immigrations and Customs Enforcement?

14 A. Yes.

15 Q. And how did you know that this was a  
16 room for ICE?

17 A. It said on -- on the sheet. The  
18 officer told me "You're going to ICE" and it said  
19 it -- it's not like a door. There is no doors.  
20 It is all walls and it said it on the door.

21 Q. So an officer, you're talking about  
22 a prison guard?

23 A. Yes, officer. Like every time  
24 you're done with the checkup you have to go see an  
25 officer and he tells you where to go next.

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1           Q.       So you get your checkup and the  
2       prison guard told you --

3           A.       He said "You have to go to ICE."

4           Q.       Do you know that guard's name?

5           A.       No, it's a different guard every  
6       day, every shift.

7           Q.       And so then you went into the room  
8       that was for ICE?

9           A.       Right.

10          Q.       You and two other people?

11          A.       Yes, but we weren't together. We  
12       were in a line. There were two more people and we  
13       came in with a group of 50, 60 people. Everyone  
14       just went, you know, to the dental because they  
15       were born there I'm assuming and just me and two  
16       other people.

17          Q.       Do you know the names of these other  
18       two guys?

19          A.       No, just Mexican men.

20          Q.       Okay. And who did you meet with  
21       when you were in the ICE room?

22          A.       It was a lady.

23          Q.       Can you describe her for me? Black  
24       or white?

25          A.       White.

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1           **Q.       About how old?**

2           A.       I wasn't really paying attention to  
3       that. I don't know. Maybe 30's, 40's. As soon  
4       as she told me "You're not going to boot camp," I  
5       broke down. I can't go back.

6           **Q.       What color hair did she have?**

7                   MR. RAJADURAI: Objection. Which  
8       officer?

9                   MR. KUHN: Pardon?

10                  MR. RAJADURAI: Which officer?

11       BY MR. KUHN:

12           **Q.       The person you met in the ICE room.**  
13       **We established she is a white female?**

14           A.       Right.

15           **Q.       About either 30's or 40's?**

16           A.       Right.

17           **Q.       Can you describe her hair?**

18           A.       No.

19           **Q.       Can you describe what she was**  
20       **wearing?**

21           A.       No.

22           **Q.       Did she wear her hair long or short?**

23           A.       Maybe long. Shoulder, maybe past.

24       I wasn't really paying attention to the person.

25           **Q.       Did this person identify themselves**

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1     **as an employee of the federal government?**

2           A.       They don't identify themselves to  
3     us. We identify like I came in the room and she  
4     said "What is your name?" She didn't, like,  
5     introduce herself.

6           Q.       Then you said she went and talked to  
7     her boss?

8           A.       No, she said "Step over to the  
9     next -- next like cubicle of walls. She said  
10    "Step over into the next one" and that's when I  
11    talked to another lady.

12          Q.       Okay. Can you describe the second  
13    lady for me?

14          A.       No.

15          Q.       Is she black or white?

16          A.       She was white.

17          Q.       Do you know about how old she was?

18          A.       About same age. 30's, 40's.

19          Q.       Do you know the color of her hair?

20          A.       No.

21          Q.       Do you recall how she was dressed?

22          A.       No.

23          Q.       What did the second lady tell you?

24          A.       She said "Hold on a minute." She  
25    started asking me what is your mom's name. For a

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1 second, she couldn't find her, but I was there  
2 maybe a total of ten minutes.

3 Q. What did this second lady do to,  
4 quote, find her?

5 A. She had a computer in front of her.  
6 I'm sitting on the end where I can't see it. She  
7 just started typing and then she asked me for my  
8 mom's name. I said "Tanya May" and she said "I  
9 found her." I think she made a phone call to  
10 somebody. She made a phone call and then she was  
11 like -- she said "You're fine. You're fine. Your  
12 mom was naturalized in '07. How old were you in  
13 July or June of '07" somewhere around there. I  
14 was like "I was 16." She said "You're fine. You  
15 can go to boot camp."

16 Q. So the first ICE -- the first lady  
17 in the ICE room told you that you couldn't go to  
18 boot camp?

19 A. Yes, and then she told me to wait,  
20 hold on, let me check.

21 Q. Did this first lady tell you why you  
22 couldn't go to boot camp?

23 A. Yeah, I'm not a citizen.

24 Q. At that point, did you know you were  
25 a citizen?

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1 A. I was sure of it, yes.

2 Q. Why were you sure of it?

3 A. My mom became naturalized in '07.  
4 I'm under her care. I'm a minor at 16. So I  
5 figured I'm a citizen, too.

6 Q. And why do you figure that -- or let  
7 me rephrase it. Why at that time did you figure  
8 that?

9 A. At that time?

10 Q. Yes.

11 A. Could you repeat the question?

12 Q. When the ICE lady told you that you  
13 were going to be deported --

14 A. Yes, she told it just like that.

15 Q. When she said that, did you know at  
16 that time -- at the time that she said it, that  
17 you were a citizen of the United States?

18 A. Yes.

19 Q. How did you know that?

20 A. Because my mom was naturalized when  
21 I was a minor.

22 Q. And how do you know that minors --  
23 when did you first learn that minors of parents  
24 who are naturalized become citizens?

25 A. My mom told me. My mom told me.

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1           **Q.       When did she tell you?**

2           A.       Like '07 June/July. Somewhere  
3 around there. She was really happy about it. She  
4 got her passport and everything and she was like  
5 "Yeah, I'm naturalized. I'm a citizen. So are  
6 you." It took a while. I'm assuming it is a long  
7 process to do so because I remember when I came  
8 here first and met her in '99 she still didn't  
9 have her -- her naturalized was -- I don't know if  
10 she said it was some kind of money you have to  
11 pay. It is a long process or something and then  
12 in '07 -- so since '99 from '07 she still didn't  
13 have any and she was really happy when she got it  
14 and she told me.

15           **Q.       So now when you went in the second**  
16 **cubicle and met with this second lady in the ICE**  
17 **room, did she identify herself as an employee of**  
18 **ICE?**

19           A.       No.

20           **Q.       Did she show you a badge? Anything?**

21           A.       They don't identify themselves to  
22 us. We're just a number to them. We're not  
23 people.

24           **Q.       When you were done in the ICE room,**  
25 **where did you go next?**

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1           A.       It was dental or something.

2           **Q.       And then you --**

3           A.       And then to a counselor or  
4 something. They ask you questions about if you  
5 have a drug problem or anything or about, you  
6 know, stuff like that.

7           **Q.       Did you have a drug problem at that**  
8 **time?**

9           A.       No.

10          **Q.       Then you ended up in Vienna?**

11          A.       Yes.

12          **Q.       For a day?**

13          A.       Yes, overnight. In order to make it  
14 to boot camp, you have to get approved by  
15 Springfield. That is the head -- like the head  
16 decision. The program review board makes the  
17 decisions on where you go. I got approved by  
18 Springfield for the boot camp and Stateville has  
19 to approve you because if you get in trouble in  
20 Stateville, they'll snatch your boot camp if you  
21 catch a ticket for fighting or staff assault,  
22 something like that. They won't --

23          **Q.       You have to behave or you don't get**  
24 **to be in boot camp?**

25          A.       Right. Or else you don't make it



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1 there.

2 Q. Did you have an i-551 or what is  
3 commonly called a Green Card?

4 A. Yes.

5 Q. Did you carry that with you?

6 A. No. Did I carry it with me to  
7 prison?

8 Q. No. Before you went to prison, was  
9 that something that you carried in your wallet?

10 A. No.

11 Q. And why didn't you carry it with  
12 you?

13 A. Why didn't I?

14 Q. Yeah.

15 A. Because it was in the bank. It was  
16 in the safety deposit box with like Social  
17 Security. Stuff like that.

18 Q. So you never carried your Green Card  
19 with you?

20 A. No.

21 Q. Have you ever registered to vote?

22 A. No, I don't think so.

23 Q. Have you ever applied for a  
24 passport?

25 A. Yes.

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1 Q. Pardon?

2 A. Yes.

3 Q. When did you apply for a passport?

4 A. I got my passport last year, I  
5 think. I don't remember when I applied for it.

6 Q. You applied for it after you got  
7 out?

8 A. Yes. Maybe before that, but I know  
9 I got it after I got out. I don't know if there  
10 is a process or anything, but, yes.

11 Q. Did you ever apply for a  
12 naturalization certificate or an N-600 form?

13 A. I don't recall. All the paperwork I  
14 knew little about it. My mom did all the filing.  
15 All that. I never knew much about it.

16 Q. Let me show you what I've marked as  
17 Exhibit No. 1.

18 (Document marked as Government  
19 Exhibit No. 1 for  
20 identification.)

21 BY MR. KUHN:

22 Q. These were some documents that were  
23 provided to us by your attorneys. I want you to  
24 take a look at page number six. Is this your 2007  
25 tax return?

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1           A.       Yes. From reading the top page,  
2       yes.

3           Q.       Okay. Under line 12 it says you had  
4       a business income of \$373?

5           A.       Yes.

6           Q.       What was that business income from?

7           A.       I don't recall.

8           Q.       Did you have a business in 2007?

9           A.       No, but I was working for my  
10       mom's -- not her business, but the company I was  
11       doing like simple accounting tasks like taxes just  
12       adding. I don't want to say like taxes, but like  
13       adding, stamping envelopes, like printing stuff  
14       out, sending stuff to clients, stuff like that.  
15       Maybe it could have been from there.

16          Q.       Does your mother own her own  
17       business?

18          A.       No.

19          Q.       Who does your mother work for?

20          A.       She works for a company called  
21       Geltco, G-E-L-T-C-O, Company.

22          Q.       What do they do?

23          A.       Accounting. Accounting like tax  
24       preparation and filing.

25          Q.       Is your mother an accountant?

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1 A. Yes.

2 Q. Did she do your taxes?

3 A. I think so. I don't know much about  
4 taxes. I'm assuming she did.

5 Q. If you look at page number 15, it  
6 shows in 2012 that you made as wages, salaries,  
7 tips, et cetera, \$11,723?

8 A. Okay.

9 Q. And do you know what employment that  
10 is from?

11 A. AB Metal.

12 Q. Under line 12 it says business  
13 income of \$50?

14 A. Yes.

15 Q. Did you operate a business in 2012?

16 A. No.

17 Q. Did you do your own taxes or did  
18 somebody do them for you?

19 A. No, I think my mom did them. I  
20 think the boss, Boris, he had an accountant.

21 Q. If you look at page 17, which is  
22 Schedule C, it says on line A the principal  
23 business was sales and the gross receipts from  
24 sales was \$50. Can you think of any idea what  
25 that is from?

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1 A. Maybe the Banker REO job. Maybe.

2 Q. Under Box B, it says "Enter business  
3 code here." It says 444130, which is the business  
4 code for a hardware store. Did you ever own or  
5 operate a hardware store?

6 A. No.

7 Q. If you look at page number 22, is  
8 this your 2013 tax return?

9 A. Yes.

10 Q. Do you know who Alina Gluck is?

11 A. Alina?

12 Q. Alina, A-L-I-N-A, G-L-U-C-K?

13 A. No.

14 Q. In 2013, where did you work?

15 A. Excel Plumbing, AB Metal.

16 Q. But in 2013, you didn't report any  
17 wages, salaries or tips?

18 A. I don't know.

19 Q. In line 12, it shows business income  
20 of \$1,054?

21 A. Okay.

22 Q. Did you operate a business where you  
23 made \$1,054?

24 A. I don't think so, but I was working.  
25 I don't know what company that is from, but I

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1 maintained a job. I don't know how they do taxes  
2 or who did them. All I made sure was that I  
3 didn't owe at the end of the year.

4 Q. Sure. Line 27 is for the deductible  
5 part of self-employment tax. You deducted \$75.  
6 Were you self-employed in 2013?

7 A. I don't recall.

8 Q. And then on line --

9 A. I don't think so. I was always  
10 working for a company.

11 Q. If you look on page 23, on line 76  
12 it says you owed \$149. Did you pay \$149?

13 A. I think so, yeah. Yes.

14 Q. If you look at page number 24, again  
15 this is your Schedule C. It says that you were  
16 engaged in the principal business of the  
17 profession of sales. Again, quote for a hardware  
18 store. It said you had gross receipts of \$4,000  
19 and total expenses of \$2,946?

20 A. That had to be AB Metal.

21 Q. What type of expenses did you have  
22 at AB Metal that you would deduct for a total of  
23 \$2,946?

24 A. I don't know. Gas, clothes. I  
25 don't know. Tools.

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1           **Q.       But you were a receptionist?**

2           A.       At Excel Plumbing. AB Metal I drove  
3 trucks, forklift. I was the manager. I started  
4 learning the fittings. I started trying to go in  
5 the field a few times.

6           **Q.       I forgot to ask you. After you got**  
7 **out of the Illinois Department of Corrections,**  
8 **were you ever arrested again?**

9           A.       Yes.

10          **Q.       When were you arrested again?**

11          A.       September 13th, I think, 2013.

12          **Q.       And who arrested you?**

13          A.       IDOC agents, I'm assuming. I don't  
14 know if it was sheriffs, marshalls, IDOC agents.  
15 The Glenview police were there, detective.

16          **Q.       Where were you arrested?**

17          A.       My house.

18          **Q.       So a team of agents and officers**  
19 **came to your home?**

20          A.       Right.

21          **Q.       Did they knock on the front door?**

22          A.       No.

23          **Q.       Did they bust their way in?**

24          A.       Yeah.

25          **Q.       Did they have a warrant?**

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1 A. No.

2 Q. They didn't have a warrant for your  
3 arrest?

4 A. They didn't have a warrant for my  
5 arrest.

6 Q. What did they arrest you for?

7 A. Having marijuana.

8 Q. What else or anything else?

9 A. There was like 20 pills they found,  
10 but that was dropped.

11 Q. They were dropped?

12 A. Dismissed from the charges.

13 Q. What happened when you went to  
14 court?

15 A. I could have beat the case, but they  
16 wanted me to sit for over a year. They wouldn't  
17 drop my bond. I was on a no bond because I'm on  
18 parole and they offered probation and I'm like  
19 "I'm not going to put my mom through this again."  
20 I'll throw it in my back room. Whatever. I'll  
21 manage.

22 Q. So you pled guilty?

23 A. Yes.

24 Q. What did you plead guilty to?

25 A. Possession.



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1           **Q.       Possession of a controlled**  
2       **substance?**

3           A.       No. Just possession of --  
4       possession. A simple possession charge, I think.

5           **Q.       Possession of what?**

6           A.       Of weed, marijuana.

7           **Q.       Felony or misdemeanor?**

8           A.       I'm not sure about that one.

9           **Q.       How long was your probation?**

10          A.       Two years.

11          **Q.       That would be a felony, wouldn't it?**

12          A.       I don't know, but -- I don't know.

13          **Q.       I'll get the records then. Are you**  
14       **currently on probation?**

15          A.       Yes.

16          **Q.       Was your parole violated?**

17          A.       Yes.

18          **Q.       Did you serve time?**

19          A.       Yes.

20          **Q.       How much time did you serve?**

21          A.       Like three and a half months almost.

22          **Q.       Where at?**

23          A.       Stateville.

24          **Q.       That was after you pled guilty?**

25          A.       No, that was before.

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1           Q.       So you were arrested on September  
2       13th of 2013.

3           A.       Yeah.

4           Q.       You were taken into custody and you  
5       didn't have any bond?

6           A.       No.

7           Q.       Did you spend any time at Cook  
8       County jail?

9           A.       Like two days, three days.

10          Q.       And then from Cook County jail you  
11       went to Stateville?

12          A.       Right.

13          Q.       Then when you were done in  
14       Stateville, you went to court?

15          A.       No, back to Cook County.

16          Q.       And how long were you back in Cook  
17       County?

18          A.       Like two months, three months.

19          Q.       And that was awaiting trial?

20          A.       No, it was just waiting. Just  
21       fighting the case.

22          Q.       Waiting for what?

23          A.       To see what happens with the case.

24          Q.       Okay.

25          A.       I was going to court like once a

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1 month, but I was just there.

2 Q. When did you plead guilty?

3 A. February 11, 2014.

4 Q. Then you were placed on probation?

5 A. Yes, same day.

6 Q. Then you were released?

7 A. Yes, same day.

8 Q. So you were arrested, you did three  
9 and a half months on a parole violation and then  
10 you were turned back over to Cook County?

11 A. Yes.

12 Q. And you waited a couple of months  
13 until February until your case was ready for  
14 disposition and you pleaded guilty?

15 A. What do you mean ready for  
16 disposition?

17 Q. Well, you either go to trial or  
18 plead guilty or they drop the charges. Which one  
19 happened?

20 A. I pled guilty.

21 Q. Okay. And after you pled guilty,  
22 you were released from custody?

23 A. Right.

24 Q. Now, let's talk about when you were  
25 at boot camp. You were there for?

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1           A.       Fifty-five days. Two months at the  
2 most.

3           **Q.       And what happened after those 55**  
4 **days there?**

5           A.       We get up at 5:00 a.m., workout, go  
6 to they call it chow, but we go eat and then  
7 people were talking. So we had like a  
8 disciplinary PT session. PT is physical training.

9           **Q.       Is punishment because people were**  
10 **talking during chow?**

11          A.       Yes, and they couldn't keep quiet.  
12 So they took us out on the hard stand. PT for  
13 maybe like 30 minutes, get back in formation and  
14 then the lieutenant, Lieutenant Conroy, he calls  
15 my name out and since I'm doing good at boot camp  
16 that's how -- they call your name out and say "You  
17 got a job" because there's different dorms in boot  
18 camp.

19                   Dorm one is for people that are  
20 there for like the first two weeks, people with a  
21 job or people going home soon and dorm two that is  
22 where the majority of the population is. Dorm  
23 three is females. So I'm in dorm two. I've been  
24 there 50 something days. I'm doing good. He  
25 calls my name out of formation and I'm thinking I

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1 got a job. So I come up there and he tells me  
2 "Put your hands behind your back. You have a  
3 warrant. You can't be in boot camp with a  
4 warrant. You're going to prison to serve your  
5 sentence. I don't know much about it. I'm not  
6 the person executing this warrant. I'm just here  
7 to tell you you can't be in boot camp with a  
8 warrant."

9 Q. Okay. What happened then?

10 A. They took me to Vienna. I spent  
11 like two weeks.

12 Q. That's minimum security down there?

13 A. Yes, minimum security.

14 Q. What happened after the two weeks?

15 A. They moved me across the street to  
16 Shawnee. There is a joint -- there's a prison  
17 right across the street from Vienna because I  
18 can't be at a minimum joint, but Vienna is the  
19 closest like penitentiary to the boot camp.  
20 That's why I went there.

21 Q. Why couldn't you be in minimum  
22 security?

23 A. Because I had a warrant.

24 Q. Did Lieutenant Conroy tell you who  
25 the warrant was from?

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1 A. No.

2 Q. Did you find out who the warrant was  
3 from?

4 A. From like the name of the person who  
5 issued the warrant?

6 Q. Well --

7 A. It was ICE. An immigration warrant.

8 Q. When did you find that out?

9 A. When I got to Vienna. I spoke to a  
10 person for maybe like ten minutes and he told me  
11 about it. He gave me a copy.

12 Q. So they gave you a copy when you  
13 were in Vienna?

14 A. Yes.

15 Q. What did you do with it?

16 A. I kept it. I read it. Kept it.

17 Q. And did you take any action against  
18 it?

19 A. I couldn't. The way prison is setup  
20 you can't really do anything. I tried to write a  
21 letter. He left my mom a number on the voicemail  
22 because she was at work saying "This is how you  
23 contact ICE. Try to get it resolved." My mom  
24 tried to call him, left a few voicemails. Nobody  
25 got back to her.

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1           **Q.       Who left your mother a voicemail**  
2           **with a phone number?**

3           A.       Somebody at Vienna, a person that I  
4           talked to. Because I had to sign my involuntary  
5           termination papers for boot camp. He explained  
6           "It's not your choice of leaving boot camp. It's  
7           just you can't be in boot camp with a warrant. So  
8           it's an involuntary termination. So sign these  
9           papers. Here is the number for ICE. You have --  
10          I'm going to allow you to make one phone call." I  
11          called my mom and then he left her that  
12          information.

13          **Q.       Okay. Did you do anything else**  
14          **about it?**

15          A.       I tried to write letters.

16          **Q.       Who did you write letters to?**

17          A.       I don't know. I got -- there was  
18          like maybe two addresses to ICE and it wasn't a  
19          long letter. It was just "Why? Why did this  
20          happen?" I tried to write a few lawyers,  
21          immigration attorneys. I went to the law library  
22          in prison and I just looked through the books and  
23          just tried to write a few lawyers and then  
24          somebody else that was there for immigration he  
25          was like, you know, I got an address right here

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1 you can write because I got no responses or  
2 anything.

3 Q. What do you mean by somebody else  
4 who was there for immigration?

5 A. In the prison on my wing, there was  
6 another person with an immigration warrant, but he  
7 knew -- he's like "Yeah, I got no papers. I'm  
8 getting deported after my bid. I messed up." You  
9 know what I'm saying? Because the lawyer told him  
10 that. And he said "I have a name and address. If  
11 you got no responses, write this person. She'll  
12 straighten things out for you. If you say you  
13 have papers and you're a citizen and all this, if  
14 everything you're telling me is true, write this  
15 person and they'll figure it out" and he gave me  
16 the address. I don't remember the lady. It was  
17 some lady. I wrote her and within the month,  
18 about a month later, I got a call from Mr. Fleming  
19 asking me about my situation.

20 Q. Okay. And what happened as a result  
21 of your conversation with Mr. Flemming?

22 A. We had a few more conversations and  
23 then eventually the warrant was squashed or  
24 quashed and I went back to boot camp.

25 Q. Okay. When did you go back to boot



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1     **camp?**

2           A.       After almost a year later. I did  
3     about a year in prison and then I went back to  
4     boot camp.

5           Q.       So you went in sometime in January  
6     of 2013?

7           A.       Right.

8           Q.       So sometime in March you were sent  
9     over to Vienna?

10          A.       Yes.

11          Q.       And so it wasn't until --

12          A.       It was --

13          Q.       March of the next year?

14          A.       Yes. It was February, I think.

15          Q.       February?

16          A.       Yeah.

17          Q.       So it would be February of 2012?

18          A.       Yeah.

19          Q.       And then you went back to the boot  
20     camp?

21          A.       Yes.

22          Q.       How much time did you spend in the  
23     boot camp?

24          A.       Whatever I had remaining. They  
25     credited me for the 55 days I was there. Like 53.

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1     Something like that. Like two months almost.

2           Q.       How many more days did you have to  
3     do?

4           A.       Like another two months. It is only  
5     a 120-day program. So I had to do half of that.

6           Q.       So you did about 65 more days?

7           A.       Right.

8           Q.       And then you were released on  
9     parole?

10          A.       Yes.

11          Q.       So if you went back in in February,  
12     you were released sometime in April?

13          A.       Yes.

14          Q.       April of 2012?

15          A.       Yes.

16          Q.       So all told you did about 14 months  
17     in jail -- boot camp and jail all together?

18          A.       Yes.

19          Q.       Do you have copies of these letters  
20     that you wrote to people?

21          A.       No.

22          Q.       You didn't keep copies?

23          A.       No, you can't do that in prison.

24     It's a different world. Different rules.

25     Different life.

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1           **Q.       When you were in Shawnee, did you**  
2 **have any disciplinary actions?**

3           A.       No. By disciplinary action, if I  
4 ever caught a ticket for like fighting or anything  
5 like that?

6           **Q.       Yes.**

7           A.       No.

8           **Q.       Did you ever catch a ticket for**  
9 **anything?**

10          A.       No.

11          **Q.       Perfect record in prison?**

12          A.       Yes.

13          **Q.       That's very commendable.**

14          A.       I'm just trying to get home.

15                 MR. KUHN: I'm good.

16                 MR. RAJADURAI: We're good, too.

17 Reserve.

18                 AND FURTHER DEPONENT SAITH NAUGHT...

19

20

21

22

23

24

25

SERGEY MAYOROV  
April 2, 2014

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

SERGEY MAYOROV, )  
 )  
Plaintiff, )  
 )  
vs ) No. 13 C 5249  
 )  
UNITED STATES OF AMERICA, )  
 )  
Defendant. )

I hereby certify that I have read  
the foregoing transcript of my deposition given on  
April 2, 2014, at the time and place aforesaid,  
consisting of Pages 1 through 50, inclusive, and I  
do again subscribe and make an oath that the same  
is a true, correct and complete transcript of my  
deposition so given as aforesaid.

please check one:

\_\_\_\_\_ I have submitted errata sheet(s)  
\_\_\_\_\_ No corrections were noted

\_\_\_\_\_  
SERGEY MAYOROV

SUBSCRIBED AND SWORN TO  
before me this \_\_\_\_\_ day  
of \_\_\_\_\_, A.D., 2014.

\_\_\_\_\_  
Notary Public

SERGEY MAYOROV  
April 2, 2014

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WITNESS ERRATA SHEET

I wish to make the following changes for the following reasons:

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(Signed) \_\_\_\_\_

SERGEY MAYOROV  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

I, Steven Brickey, Certified Shorthand Reporter, do hereby certify that on the 2nd day of April, A.D., 2014, the deposition of the witness, SERGEY MAYOROV, called by the Defendant, was taken before me, reported stenographically, and was thereafter reduced to typewriting under my direction.

The said deposition was taken at 219 South Dearborn Street, Chicago, Illinois, and there were present counsel as previously set forth.

The said witness, SERGEY MAYOROV, was first duly sworn to tell the truth, the whole truth, and nothing but the truth, and was then examined upon oral interrogatories.

I further certify that the foregoing is a true, accurate, and complete record of the questions asked of and answers made by the said witness, SERGEY MAYOROV, at the time and place hereinabove referred to.

The signature of the witness, SERGEY MAYOROV, was reserved by agreement.

The undersigned is not interested in the

SERGEY MAYOROV  
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within case, nor of kin or counsel to any of the  
parties.

Witness my official signature in and for  
Cook County, Illinois, on this \_\_\_\_\_ day of  
\_\_\_\_\_, A.D., 2014.

---

STEVEN BRICKEY, CSR  
8 West Monroe Street  
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Chicago, Illinois 60603  
Phone: (312) 419-9292  
CSR No. 084-004675